

# Exhibit 3

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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ROSS UNIVERSITY SCHOOL OF  
MEDICINE, LTD.,

COPY

Plaintiff,

-against-

Index No.:  
09CIV1410

BROOKLYN QUEENS HEALTH CARE,  
INC., and WYCKOFF HEIGHTS MEDICAL  
CENTER,

Defendants.

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45 Rockefeller Plaza  
11th Floor  
New York, New York

July 1, 2010  
10:12 p.m.

EXAMINATION BEFORE TRIAL of  
JULIUS ROMERO, a representative of the  
Defendants in the above-entitled action,  
taken on behalf of the Plaintiff, held at  
the above time and place, and taken before  
Binita Shrestha, a reporter and Notary  
Public within and for the State of New York.

1 J. ROMERO

2 A. In 2000 I was hired as coordinator  
3 for medical education.

4 Q. How long did you hold that position?

5 A. A good two years.

6 Q. Give or take 2002?

7 A. 2002.

8 Q. What did you do as coordinator for  
9 medical education?

10 A. I was asked to schedule and to form  
11 affiliation agreements with medical schools  
12 under my supervisor.

13 Q. Who was your supervisor?

14 A. Dr. Ken Freiberg, F-R-E-I-B-E-R-G.

15 Q. Did your position as coordinator for  
16 medical education encompass tasks with  
17 respect to residence, or just medical  
18 students, or both?

19 A. It's both.

20 Q. Is it correct that at Wyckoff  
21 Heights at the time, the hospital provided  
22 clinical clerkship rotations for students  
23 who were in medical school, correct?

24 MR. LOUGHLIN: Are you saying  
25 around 2000?

1 J. ROMERO

2 MR. TZANETOPOULOS: 2000 to  
3 2002.

4 THE WITNESS: Correct.

5 Q. Also, the hospital provided  
6 residencies for graduates of the medical  
7 schools also, correct?

8 A. Yes.

9 Q. And your job encompassed managing  
10 schedules and affiliation contracts with  
11 respect to both?

12 A. With respect to medical schools.

13 Q. Let me try it again. So you had  
14 affiliations contracts with medical schools  
15 for medical students, right?

16 A. Right.

17 Q. You scheduled medical students in  
18 their rotations at Wyckoff?

19 A. For medical students, yes.

20 Q. What did you do with respect to  
21 residency?

22 A. I assisted the director of medical  
23 education in orientation, and scheduling,  
24 and credits.

25 Q. And that director would be Dr.

1 J. ROMERO

2 for medical education position, what's next?

3 A. Associate vice president.

4 Q. How did your task change once you  
5 became associate vice president for medical  
6 education?

7 A. I had additional responsibilities.

8 Q. What were those?

9 A. Budgeting, departmental budgeting,  
10 and physician payment.

11 Q. Any other additional  
12 responsibilities?

13 A. No.

14 Q. Did you continue to have the  
15 responsibility that you did before for  
16 affiliation agreements and scheduling?

17 A. Yes.

18 Q. Is the associate vice president for  
19 medical education position the one that you  
20 hold today?

21 A. Yes.

22 Q. In any period of time did you hold a  
23 position for Brooklyn Queens Health Care?

24 A. No, I'm not aware.

25 Q. And at any period of time, did you

1 J. ROMERO

2 hold a position for Caritas Health Care?

3 A. Yes.

4 Q. What was your position there?

5 A. Assistant vice president.

6 Q. For medical education?

7 A. Medical education.

8 Q. During what period of time did you  
9 hold the position as assistant vice  
10 president of medical education for Caritas  
11 Health Care?

12 A. I believe 2007 until closure.

13 Q. Closure was February or March of  
14 2009?

15 A. I'm not sure.

16 MR. TZANETOPOULOS: Let's mark  
17 these as Exhibits 8 and 9.

18 (Whereupon, the aforementioned  
19 documents were marked as Romero  
20 Exhibit 8 and 9 for  
21 identification as of this date.)

22 Q. Mr. Romero, let me show you a  
23 document that the court reporter has marked  
24 as Exhibit 8. It appears to be a paper  
25 filed in the case in the United States

1 J. ROMERO

2 A. Yes.

3 Q. Is it correct then that you were  
4 assistant vice president for medical  
5 education for Brooklyn Queens Health Care,  
6 Inc.?

7 A. As stated on the document, yes.

8 Q. Is there any other way that you  
9 were?

10 MR. LOUGHLIN: If you don't  
11 remember whether or not you were  
12 ever appointed to that position, you  
13 can say that, but just, you know,  
14 explain to him whether you believe  
15 at that time that you had that  
16 position.

17 THE WITNESS: At that time, I  
18 believed I was working at Wyckoff  
19 Heights Medical Center and Caritas  
20 Health Care.

21 Q. My' question, sir, is was there a  
22 time that you signed the declaration in  
23 Exhibit 9 as assistant vice president for  
24 medical education for Brooklyn Queens Health  
25 Care?

1 J. ROMERO

2 A. Yes, in that capacity.

3 Q. Is it true that it is in your  
4 capacity as assistant vice president for  
5 medical education for Brooklyn Queens Health  
6 Care that you oversaw the clinical clerkship  
7 programs at Caritas's two hospitals and at  
8 Wyckoff?

9 A. Yes.

10 Q. You were aware, were you not, at the  
11 time you signed the declaration marked  
12 Exhibit 8 that Wyckoff and Brooklyn Queens  
13 Health Care and Caritas Health Care were in  
14 a lawsuit with the American University of  
15 the Caribbean?

16 A. Yes.

17 Q. You knew that AUC was looking to  
18 recover money from Caritas, and Wyckoff, and  
19 BQHC, correct?

20 A. Could you restate that question?

21 Q. At the time you signed this, you  
22 knew that AUC was suing to get money from  
23 the hospitals.

24 A. I knew that AUC was suing for money  
25 from Caritas.